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| APPLICATION NO.                                  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.     | CONFIRMATION NO. | . ] |
|--|-------------|----------------------|-------------------------|------------------|-----|
| 09/701,501                                       | 01/08/2001  | Ole Markmann         | D078 1100               | 5324             | _   |
| 7590 10/20/2003                                  |             | EXAMINER             |                         | $\neg$           |     |
| James F Vaughan                                  |             |                      | AHMED, SHEEBA           |                  | 1;  |
| Womble Carlyle Sandridge & Rice<br>PO Box 725388 |             |                      | ART UNIT                | PAPER NUMBER     | ٦Ì  |
| Atlanta, GA 3                                    | 1139-9388   |                      | 1773                    |                  | _   |
|  |             |                      | DATE MAILED: 10/20/2003 | 3                |     |

Please find below and/or attached an Office communication concerning this application or proceeding.



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| <b>IEY</b> | DOCKET   | NO. |  |

**APPLICATION NO./** FILING DATE FIRST NAMED INVENTOR / ATTORN CONTROL NO. PATENT IN REEXAMINATION

09/701,501

10/14/2003

Ole Markmann

**EXAMINER** 

AHMED, SHEEBA

**ART UNIT PAPER** 

1773

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DATE MAILED:

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**Commissioner for Patents** 

Please see attached sheet.

Application/Control Number: 09/701,501 Page 2

Art Unit: 1773

## Continu d Examination Under 37 CFR 1.114

- 1. Receipt is acknowledged of a request for continued examination under 37 CFR
  1.114, including the fee set forth in 37 CFR 1.17(e) and a submission, filed on August 2,
  2003. The submission, however, is not fully responsive to the prior Office action
  because it does not belong in the above-identified application. A preliminary
  amendment was submitted with the application No. identified as serial NO. 09/916, 355.
  The Examiner contacted the attorney of record, Steven Schmid, on August 11, 2003 to
  inform him of the inadvertent mistake and asked for a copy of the correct
  amendment/response. However no such response has been received in the Office as of
  October 14, 2003. Since the submission appears to be a *bona fide* attempt to provide a
  complete reply to the prior Office action, applicant is given a shortened statutory period
  of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is
  longer, to submit a complete reply. This shortened statutory period for reply supersedes
  the time period set in the prior Office action. This time period may be extended
  pursuant to 37 CFR 1.136(a).
- 2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sheeba Ahmed whose telephone number is (703)305-0594. The examiner can normally be reached on Mondays and Thursdays from 8am-6pm.

Application/Control Number: 09/701,501

**Art Unit: 1773** 

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Paul Thibodeau can be reached on (703)308-2367. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)306-5665.

Sheeba Ahmed

October 14, 2003